

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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ROBERT MOORE,

Case No. 2:16-CV-01602-APG-PAL

Plaintiff,

v.

(ECF Nos. 6, 8)

DITECH FINANCIAL, LLC, *et al.*,

### Defendants.

10 On August 1, 2016, the defendants filed a motion to dismiss (ECF No. 6) and a motion to  
11 expunge lis pendens (ECF No. 8). The plaintiff's responses to those motions were due by August  
12 18, 2016. To date, the plaintiff has not filed any opposition. Local Rule 7-3(d) states: "The  
13 failure of an opposing party to file points and authorities in response to any motion, except a  
14 motion under Fed. R. Civ. P. 56 or a motion for attorney's fees, constitutes a consent to the  
15 granting of the motion." Because the plaintiff has not filed any opposition to the motions, and  
16 because good cause supports granting those motions, the motions will be granted.

IT IS HEREBY ORDERED that the defendants' motion to dismiss (**ECF No. 6**) and motion to expunge lis pendens (**ECF No. 8**) are **GRANTED**. The plaintiff's complaint is dismissed without prejudice.

20 IT IS FURTHER ORDERED that, pursuant to N.R.S. 14.015, the lis pendens recorded by  
21 the plaintiff against the property at 7416 Oak Grove Avenue, Las Vegas, NV 89119; APN No.:  
22 163-03-210-017 (the “Property”) is hereby canceled. The plaintiff is ordered to record with the  
23 Clark County Recorder a copy of this order of cancelation within 30 days of entry of this order.

Dated: September 13, 2016.

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**ANDREW P. GORDON**  
**UNITED STATES DISTRICT JUDGE**